United Nations A/58/521

General Assembly

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Fifty-eighth session
Agenda item 128

Administration of justice at the United Nations

Report of the Sixth Committee

Rapporteur: Mr. Metod **Špaček** (Slovakia)

I. Introduction

1. At its 2nd plenary meeting, on 19 September 2003, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its fifty-eighth session the item entitled "Administration of justice at the United Nations" and to allocate it to the Fifth Committee for its consideration, and to the Sixth Committee for the sole purpose of considering the question of an amendment to the Statute of the United Nations Administrative Tribunal.

2. The Sixth Committee considered the item at its 9th and 12th meetings, on 20 and 21 October 2003. The statements that were made during the Committee's consideration of the item are reflected in the relevant summary records (A/C.6/58/SR.9 and 12).

3. For its consideration of the item, the Committee had before it the report of the Advisory Committee on Administrative and Budgetary Questions (A/57/736).

II. Consideration of draft resolution A/C.6/58/L.7

4. At the 9th meeting, on 20 October, the Chairman introduced a draft resolution entitled "Administration of justice at the United Nations" (A/C.6/58/L.7), and orally revised the amended paragraph of the Statute of the Tribunal by replacing the words "judicial experience" with the words "judicial or other relevant legal experience".

5. At its 12th meeting, on 21 October, the Committee adopted draft resolution A/C.6/58/L.7, as orally revised, without a vote (see para. 6).

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III. Recommendation of the Sixth Committee

6. The Sixth Committee recommends to the General Assembly the adoption of the following draft resolution:

Administration of justice at the United Nations

The General Assembly,

Acknowledging with gratitude the important contribution which the United Nations Administrative Tribunal ("the Tribunal") has made to the functioning of the United Nations system, and commending the members of the Tribunal on their valuable work,

Desiring to assist the Tribunal in carrying out its future work as effectively as possible,

Having considered the report of the Advisory Committee on Administrative and Budgetary Questions,[1]

Decides to amend the Statute of the United Nations Administrative Tribunal with effect from 1 January 2004, as follows:

Article 3, paragraph 1, shall be amended to read as follows:

> "The Tribunal shall be composed of seven members, no two of whom may be nationals of the same State. Members shall possess judicial or other relevant legal experience in the field of administrative law or its equivalent within the member's national jurisdiction. Only three members shall sit in any particular case."

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[1] A/57/736.

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General Assembly

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Fifty-eighth session
Agenda item 159

Observer status for the International Institute for Democracy and Electoral Assistance in the General Assembly

Report of the Sixth Committee

Rapporteur: Mr. Metod **Špaček** (Slovakia)

I. Introduction

1. The item entitled "Observer status for the International Institute for Democracy and Electoral Assistance in the General Assembly" was included in the provisional agenda of the fifty-eighth session of the General Assembly pursuant to Assembly decision 57/513 of 19 November 2002.

2. At its 2nd plenary meeting, on 19 September 2003, the General Assembly, on the recommendation of the General Committee, decided to include the item in its agenda and to allocate it to the Sixth Committee.

3. The Sixth Committee considered the item at its 2nd and 4th meetings, on 6 and 9 October 2003. The views of the representatives who spoke during the Committee's consideration of the item are reflected in the relevant summary records (A/C.6/58/SR.2 and 4).

4. For its consideration of the item, the Committee had before it a letter dated 14 August 2000 from the Permanent Representative of Sweden to the United Nations addressed to the Secretary-General (A/55/226).

II. Consideration of draft resolution A/C.6/58/L.6

5. At the 2nd meeting, on 6 October, the representative of Sweden, on behalf of Australia, Belgium, Botswana, Burkina Faso, Canada, Chile, Costa Rica, Denmark, Finland, Germany, Guatemala, Japan, Mauritius, Mexico, Namibia, the Netherlands, Nigeria, Norway, Portugal, the Republic of Korea, South Africa, Spain, Sweden, Switzerland and Uruguay, subsequently joined by the Democratic Republic of the

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Congo, India, Sierra Leone and Uganda, introduced a draft resolution entitled "Observer status for the International Institute for Democracy and Electoral Assistance in the General Assembly" (A/C.6/58/L.6).

6. At its 4th meeting, on 9 October, the Committee adopted draft resolution A/C.6/58/L.6 without a vote (see para. 8).

7. Before the adoption of the draft resolution, the representative of Sierra Leone made a statement in explanation of position (see A/C.6/58/SR.4).

III. Recommendation of the Sixth Committee

8. The Sixth Committee recommends to the General Assembly the adoption of the following draft resolution:

Observer status for the International Institute for Democracy and Electoral Assistance in the General Assembly

The General Assembly,

Wishing to promote cooperation between the United Nations and the International Institute for Democracy and Electoral Assistance,

1. *Decides* to invite the International Institute for Democracy and Electoral Assistance to participate in the sessions and the work of the General Assembly in the capacity of observer;

2. *Requests* the Secretary-General to take the necessary action to implement the present resolution.

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General Assembly

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Agenda item 162

Observer status for the Eurasian Economic Community in the General Assembly

Report of the Sixth Committee

Rapporteur: Mr. Metod **Špaček** (Slovakia)

I. Introduction

1. The item entitled "Observer status for the Eurasian Economic Community in the General Assembly" was included in the provisional agenda of the fifty-eighth session of the General Assembly at the request of Belarus, Kazakhstan, Kyrgyzstan, the Russian Federation and Tajikistan.

2. At its 2nd plenary meeting, on 19 September 2003, the General Assembly, on the recommendation of the General Committee, decided to include the item in its agenda and to allocate it to the Sixth Committee.

3. The Sixth Committee considered the item at its 2nd and 4th meetings, on 6 and 9 October 2003. The views of the representatives who spoke during the Committee's consideration of the item are reflected in the relevant summary records (A/C.6/58/SR.2 and 4).

4. For its consideration of the item, the Committee had before it a letter dated 11 June 2003 from the representatives of Belarus, Kazakhstan, Kyrgyzstan, the Russian Federation and Tajikistan to the United Nations addressed to the President of the General Assembly (A/58/143).

II. Consideration of draft resolution A/C.6/58/L.5

5. At the 2nd meeting, on 6 October, the representative of Kazakhstan, on behalf of Belarus, Cambodia, Kazakhstan, Kyrgyzstan, the Russian Federation and Tajikistan, subsequently joined by Ukraine, introduced a draft resolution entitled "Observer status for the Eurasian Economic Community in the General Assembly" (A/C.6/58/L.5).

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6. At its 4th meeting, on 9 October, the Committee adopted draft resolution A/C.6/58/L.5 without a vote (see para. 8).

7. At the same meeting, the representative of Sierra Leone made a statement indicating that Sierra Leone would not participate in the consensus should the draft resolution be adopted (see A/C.6/58/SR.4).

III. Recommendation of the Sixth Committee

8. The Sixth Committee recommends to the General Assembly the adoption of the following draft resolution:

Observer status for the Eurasian Economic Community in the General Assembly

The General Assembly,

Wishing to promote cooperation between the United Nations and the Eurasian Economic Community,

1. *Decides* to invite the Eurasian Economic Community to participate in the sessions and the work of the General Assembly in the capacity of observer;

2. *Requests* the Secretary-General to take the necessary action to implement the present resolution.

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Agenda item 163

Observer status for the GUUAM in the General Assembly

Report of the Sixth Committee

Rapporteur: Mr. Metod **Špaček** (Slovakia)

I. Introduction

1. The item entitled "Observer status for the GUUAM in the General Assembly" was included in the provisional agenda of the fifty-eighth session of the General Assembly at the request of Georgia.

2. At its 2nd plenary meeting, on 19 September 2003, the General Assembly, on the recommendation of the General Committee, decided to include the item in its agenda and to allocate it to the Sixth Committee.

3. The Sixth Committee considered the item at its 2nd and 4th meetings, on 6 and 9 October 2003. The views of the representatives who spoke during the Committee's consideration of the item are reflected in the relevant summary records (A/C.6/58/SR.2 and 4).

4. For its consideration of the item, the Committee had before it a letter dated 4 September 2003 from the Permanent Representative of Georgia to the United Nations addressed to the Secretary-General (A/58/231).

II. Consideration of draft resolution A/C.6/58/L.4

5. At the 2nd meeting, on 6 October, the representative of Georgia, on behalf of Azerbaijan, Georgia, the Republic of Moldova, Uganda, Ukraine and Uzbekistan, subsequently joined by Israel, the Republic of Korea and the United States of America, introduced a draft resolution entitled "Observer status for the GUUAM in the General Assembly" (A/C.6/58/L.4).

6. At its 4th meeting, on 9 October, the Committee adopted draft resolution A/C.6/58/L.4 without a vote (see para. 7).

03-57078 (E) 231003

III. Recommendation of the Sixth Committee

7. The Sixth Committee recommends to the General Assembly the adoption of the following draft resolution:

Observer status for the GUUAM in the General Assembly

The General Assembly,

Wishing to promote cooperation between the United Nations and the GUUAM,

1. *Decides* to invite the GUUAM to participate in the sessions and the work of the General Assembly in the capacity of observer;

2. *Requests* the Secretary-General to take the necessary action to implement the present resolution.

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Agenda item 164

Observer status for the East African Community in the General Assembly

Report of the Sixth Committee

Rapporteur: Mr. Metod **Špaček** (Slovakia)

I. Introduction

1. The item entitled "Observer status for the East African Community in the General Assembly" was included in the provisional agenda of the fifty-eighth session of the General Assembly at the request of Kenya, Uganda and the United Republic of Tanzania.

2. At its 2nd plenary meeting, on 19 September 2003, the General Assembly, on the recommendation of the General Committee, decided to include the item in its agenda and to allocate it to the Sixth Committee.

3. The Sixth Committee considered the item at its 2nd and 4th meetings, on 6 and 9 October 2003. The views of the representatives who spoke during the Committee's consideration of the item are reflected in the relevant summary records (A/C.6/58/SR.2 and 4).

4. For its consideration of the item, the Committee had before it a letter dated 4 September 2003 from the representatives of Kenya, Uganda and the United Republic of Tanzania to the United Nations addressed to the Secretary-General (A/58/232).

II. Consideration of draft resolution A/C.6/58/L.3

5. At the 2nd meeting, on 6 October, the representative of Uganda, on behalf of Australia, Burundi, Costa Rica, Côte d'Ivoire, the Gambia, Georgia, Ghana, Guatemala, Kenya, Madagascar, Malawi, Portugal, Rwanda, the Sudan, Uganda, the United Kingdom of Great Britain and Northern Ireland, the United Republic of Tanzania, the United States of America and Zimbabwe, subsequently joined by Cameroon, Djibouti, Lesotho, Nigeria, Sierra Leone, South Africa and Ukraine,

03-57165 (E) 241003

introduced a draft resolution entitled "Observer status for the East African Community in the General Assembly" (A/C.6/58/L.3).

6. At its 4th meeting, on 9 October, the Committee adopted draft resolution A/C.6/58/L.3 without a vote (see para. 7).

III. Recommendation of the Sixth Committee

7. The Sixth Committee recommends to the General Assembly the adoption of the following draft resolution:

Observer status for the East African Community in the General Assembly

The General Assembly,

Wishing to promote cooperation between the United Nations and the East African Community,

1. *Decides* to invite the East African Community to participate in the sessions and the work of the General Assembly in the capacity of observer;

2. *Requests* the Secretary-General to take the necessary action to implement the present resolution.